

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF GEORGIA  
MACON DIVISION

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JOSEPH BALLARD,

*Petitioner,*

v.

UNITED STATES OF AMERICA,

*Respondent.*

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CIVIL ACTION NO.  
5:24-cv-268-TES-CHW  
CRIMINAL ACTION NO.  
5:19-cr-76-TES-CHW-1

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ORDER ADOPTING THE UNITED STATES  
MAGISTRATE JUDGE'S RECOMMENDATION

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Before the Court is the United States Magistrate Judge's Recommendation [Doc. 79] to grant the United States' Motion to Dismiss [Doc. 77] Petitioner Joseph Ballard's Motion to Vacate, Set Aside, or Correct his Sentence pursuant to 28 U.S.C. § 2255 [Doc. 74]. Petitioner did not file objections or request an extension of time to file objections; thus, the Court reviews the Recommendation for clear error. 28 U.S.C. § 636(b)(1).

Having considered the Recommendation, the Court finds no clear enumeration of error and agrees with the findings and conclusions of the United States Magistrate Judge. Therefore, the Court **ADOPTS** the United States Magistrate Judge's Recommendation [Doc. 79] and **MAKES IT THE ORDER OF THE COURT**. Accordingly, the Court **GRANTS** the United States' Motion to Dismiss [Doc. 77] and **DISMISSES** Petitioner's Motion to Vacate, Set Aside, or Correct his Sentence [Doc. 74] and **DENIES** any certificate of appealability.

[signature and date on following page]

**SO ORDERED**, this 27th day of March, 2025.

S/ Tilman E. Self, III

**TILMAN E. SELF, III, JUDGE**

**UNITED STATES DISTRICT COURT**